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10 UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

11 SAN JOSE DIVISION

E-FILED - 3/8/07

12 JOHN HOU,)
13 Plaintiff,) No. C 06-7358 RMW
14 v.)
15 ALBERTO GONZALES, Attorney General) STIPULATION TO DISMISS; AND
of the United States;) [] ORDER
16 ROBERT MUELLER, Director of FBI;)
MICHAEL CHERTOFF, Secretary)
17 of the Department of Homeland Security;)
EMILIO T. GONZALEZ, Director)
18 of the United States Citizenship and Immigration)
Services;)
19 FRANK D. SICILIANO, Officer in Charge)
of the San Jose Citizenship and Immigration)
20 Service sub-office, in his official capacity,)
Defendants.)
21)
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23 Plaintiff, by and though his attorney of record, and Defendants, by and through their attorneys
24 of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled
25 action without prejudice in light of the fact that the United States Citizenship and Immigration
26 Services is now prepared to grant Plaintiff's application for naturalization and agrees to do so
27 within 30 days of the dismissal of this action. *See* 8 U.S.C. 1447(b).

28 Each of the parties shall bear their own costs and fees.

Stipulation to Dismiss

C06-7358 RMW

1 Date: February 28, 2007

Respectfully submitted,

2 SCOTT N. SCHOOLS
United States Attorney

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/s/

5 ILA C. DEISS
Assistant United States Attorney
6 Attorneys for Defendants

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9 Date: February 28, 2007

/s/

GREGORY G. RHEAMS
Attorney for Plaintiff

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13 **ORDER**

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Pursuant to stipulation, IT IS SO ORDERED.

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16 Date: [3/8/07]

Ronald M. Whyte

RONALD M. WHYTE
United States District Judge

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